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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

JOEL LYNN NOLEN;
SHIRLEE NOLEN;
NOLEN PROPERTIES, LLC;
NANCY CANALE, as trustee of the Bernard
Canale and Nancy Canale 1998 Revocable
Trust; and
BERNARD CANALE, by and through his
successor in interest NANCY CANALE.

Defendants.

Case No: 2:23-cv-00320-JAM-CKD

**STIPULATION AND ORDER TO
EXTEND DEADLINES TO FILE
OPPOSITION TO AND REPLY IN
SUPPORT OF DEFENDANTS JOEL
LYNN NOLEN, SHIRLEE NOLEN, AND
NOLEN PROPERTIES, LLC'S MOTION
TO DISMISS FIRST AMENDED
COMPLAINT**

HEARING DATE: July 25, 2023
TIME: 1:30 P.M.
PLACE: Courtroom 6
JUDGE: Hon. John A. Mendez

Pursuant to Local Rule 143(a)(1), it is hereby stipulated by and between Plaintiff United States of America (“Plaintiff”) and Defendants Joel Lynn Nolen, Shirlee Nolen, and Nolen Properties, LLC (collectively, the “Nolen Defendants”) as follows:

1. On May 23, 2023, the Nolen Defendants filed their Motion to Dismiss First Amended Complaint.

2. On May 25, 2023, the parties received notice the case was re-assigned to Senior District Judge John A. Mendez. Counsel for the Nolen Defendants was instructed to re-notice the motion to dismiss.

3. The Nolen Defendants filed their Revised Motion to Dismiss First Amended Complaint on June 5, 2023.

4. The deadline to respond to Defendants’ Motion is currently June 6, 2023, which is fourteen (14) days after the Nolen Defendants’ motion was initially filed.

5. Due to the United States’ response period including the Memorial Day holiday and previously planned leave by counsel for the United States, the Parties jointly agree to stipulate to a two-week extension for the United States to respond to the Nolen Defendants’ Motion, pursuant to Court approval.

6. With a two-week extension, the United States’ deadline to respond would be **June 20, 2023**.

7. The Parties further jointly agree and stipulate to a two-week extension for the Nolen Defendants to file any Reply brief corresponding to the same.

8. With a two-week extension, the Nolen Defendants’ deadline to file a Reply brief in support of its motion would be **July 14, 2023**.

9. There has been no previous extension of time requested or granted for these deadlines.

10. This extension is not to delay this matter, but to allow the Parties adequate time to prepare their response to and reply in support of the Motion.

11. This extension will not impact any other hearings or deadlines in this matter. The hearing on the Motion has not yet been set.

Dated: June 5, 2023

Respectfully submitted,

For the United States of America:

PHILLIP A. TALBERT
United States Attorney
Eastern District of California

KRISTEN CLARKE
Assistant Attorney General
Civil Rights Division

/s/ Emilia P. E. Morris
EMILIA P. E. MORRIS
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/s/ Arielle R. L. Reid
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ALAN A. MARTINSON
Trial Attorneys
SAMEENA SHINA MAJEED
Chief
MEGAN K. WHYTE DE VASQUEZ
Deputy Chief

For Defendants Joel Nolen, Shirlee Nolen, and Nolen Properties, LLC:

Dated: June 5, 2023

SIERRA LAW CENTER, APC

/S/ Jacob Zamora, Esq.
JACOB ZAMORA

ORDER

The stipulation of the parties is **APPROVED**.

IT IS SO ORDERED.

Dated: June 05, 2023

/s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE